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## EX-WIFE COMPLAINS OF CATHCART'S CLERK

(From Wednesday's Advertiser.)

A petition for an amendment of a decree of the Circuit Court of rather an unusual kind was filed yesterday by Judge A. S. Humphreys on behalf of the petitioner. The case is that of Caroline K. Silva vs. Patrick Silva, the defendant being a clerk in the office of the County Attorney. The petition alleges that a decree of divorce was granted to the plaintiff from the defendant by Judge Lindsay May 26 last on the ground of extreme cruelty. The decree gave the plaintiff alimony at the rate of \$30 a month for the support of herself and her four children. The custody of the children was awarded to the wife also, with leave to the father to visit them at reasonable hours. It is alleged the plaintiff, on August 4, married Herbert E. K. Munden, and Silva has, it is alleged, contributed nothing to the support of the children since July 31, although he is in receipt of a salary of \$100 a month from the county. At the same time it is asserted he has been in the habit ever since the decree of divorce was granted of taking the children out of the custody of their mother and keeping them with him for an unreasonable length of time, on some occasions keeping them away from their mother for two or three days at a time. While thus keeping them away from their mother he has advised them to disregard her authority and has sought to instill into them a hatred for her, it is alleged.

The petition therefore asks that the decree may be amended so that Silva may be deprived of the right to visit the children at all, or at least only under such conditions as the court may prescribe; and that he may be required to make such provision for the support of the children as under all the circumstances may be deemed just and proper.

### More Jurors Drawn.

The following were drawn to serve as trial jurors in Judge Robinson's court yesterday, the panel having become reduced by a number being excused for the term, and besides those now serving have been serving for a month: Water Starbird, John D. Padalen, E. L. Berndt, Thomas W. Carroll, Frank J. Robello, Benjamin Sammons, Frank B. Cook, William K. Isaacs, John W. McDonald, Ranney Scott, Robert Q. Jones, Wentworth M. Buchanan, Oliver Merseberg, Robert Benrose.

### Kimura Acquitted.

A jury in Judge Robinson's court yesterday found Kimura not guilty of an assault with a knife on Nagata. The affair occurred in the Winston block, September 1. The end of Nagata's nose was sliced off till it hung only by a shred of flesh. Good surgery, however, made the nose almost as good as new, and Nagata apparently bears no malice.

The evidence was of an assault first by Nagata on Kimura until, harried, the latter, too, picked up a knife in self-defense, and in the struggle for the knife the accident happened.

### Tried for Illicit Distilling.

Yee Mon Joe, a Korean, was put on trial yesterday before Judge Dole and a jury for complicity in the illicit distilling in Maunaloa gulch near Laupahoehoe, which was recently broken up by the internal revenue officers. The chief distiller in this outfit recently pleaded guilty.

### DR. SYLVESTER MARRIES A NEPHEW'S DAUGHTER

A private letter received by a member of Central Union church yesterday gave the news of the marriage of Rev. Dr. J. W. Sylvester, formerly pastor of Central Union, to Miss Jessica Stewart, daughter of Hon. J. W. Stewart, United States Senator from Vermont. The marriage occurred prior to October 12. The couple will reside in Wilton, Vt., where Dr. Sylvester has a pastorate.

Dr. Sylvester was pastor of Central Union for only a short time, and relinquished his duties here because of illhealth. He went to Colorado Springs where his health improved and he then returned to Vermont, his home state.

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## REAL ESTATE TRANSACTIONS.

Entered of Record November 23, 1908.  
Est of B P Bishop by trs to H Waterhouse Trust Co Ltd. A M John Kaka and wf to John A Maguire D  
Geo H Stephenson and wf to Laina Agrell Co Ltd. D  
Henry P Baldwin to W O Aiken. Rel Caroline K H Kaipa and hsb to Maui Land & Railroad Co. D  
Caroline Medeiros and hsb to Alexander & Baldwin Ltd. D  
Mary Kaleikini to L Alai. D  
A C Palfrey to Colin McLennan. D  
Lewers & Cooke Ltd to Manuel E Menezes. Rel  
Manuel E Menezes and wf to William A Akerman M  
Catherine M Brown to First Am Sava & Tr Co of H Ltd. M  
Entered of Record Nov 27, 1908.  
Alulilili (w) et al by gdn to Koloa Sugar Co. L  
Harry T Walker and wf to Henry Bischoff M  
Robert W Shingle to A A Young BS  
A A Young Tr to Robert W Shingle CM  
A Lewis Jr and wf to Antonio Peres D  
J D Grant by atty to Notice. Notice William R Castle Tr to Hana Thornton and hsb. Rel  
Stephen Gumpfer and wf to Ernest Wilhelm M  
Hawn Comrel & Sugar Co to Dept of Public Instruction. D  
Entered of Record November 28, 1908.  
Robert I Namokueha to Kaneohe Rice Mill Co Ltd. D  
Wm W Bruner to J D Paris. A L  
Wm W Bruner to J D Paris. A L  
Jeanne B King to William Kaman. Rel  
Henry Smith, tr, to John Paaluh. Rel  
Pahuino (k) to Keakealani Kawelo D  
R C A Peterson by mtgee to William L Castle D  
Entered of Record November 30, 1908.  
W A K Markham to von Hamm Young Co Ltd CM  
G Akuna to Waihee Rice Plant Co Ltd. Rel  
John Santos and wf to G Akuna. M  
Waihee Rice Plant Co Ltd to First Natl Bk of Wailuku. M  
Est of S C Allen by trs to Alice M McChesney. Rel  
John Walker to Alice M McChesney. Rel  
Kukuna Lono (w) to Mrs Alice F Metcalf D  
K Matsumoto to Lewers & Cooke M  
Chee Tong Yow to Ho Kin. BS  
Est of B P Bishop by trs to Joseph P Mendonca D  
J P Mendonca and wf to C Bolte. D  
J K Bunker and wf to W T Robinson D  
Ploiau and wf to Z S Spalding. D  
Entered of Record December 1, 1908.  
Kamakani Kealoha (w) to S H Oni D  
R A Wadsworth to Patrick Cockett. Rel  
Nee Lin Tong Co to J P Kaehu. Rel  
J P Kaehu and wf to Lilluoka-lani D  
Kaina Hamill and wf to Tom See S A H M  
Tam See Ah Mi and hsb to A F Tavares D  
Augusta Horner and hsb to Jose G Moniz D  
Waianae Co to Lokewe Kuapuu. Rel  
Oahu College by trs to Clifford Kimball. Rel  
Emmit C Rhodes to Fred E Haley F E Haley and wf to Emmit C Rhodes M  
Maria C Reis and hsb to John Rodriguez M  
Kam Sam On to Chee Sam Shing. BS  
Wahinepio Namokueha to Kaneohe Rice Mill Co Ltd D  
Entered of Record November 20, 1908.  
T J Quinn to von Hamm Young Co Ltd. CM  
30' Paekard touring car, No 6308, Oahu. \$2775. B 314, p 123. Dated Nov 18, 1908.  
Nellie M Haley and hsb to Y Hoshida et al. Agrmt; to furnish lot 9, 30a land, for pineapple cultivation, Pupukea Tract, Koolauloa, Oahu. B 304, p 467. Dated Nov 10, 1908.  
F E Haley to M R Hirochi et al. Agrmt; to furnish por lot 12, 100a land, for pineapple cultivation, Pupukea, Koolauloa, Oahu. B 304, p 470. Dated Nov 14, 1908.  
A F Cooke and wf to Samuel C Bradley. D; lot 8, blk 25, Kaimuki Tract, Honolulu, Oahu. \$260. B 310, p 336. Dated Sept 5, 1908.  
Lee Lin Kam to Leong Lum, B S; int in 1-2 share in Hop Tuck Wai Co, Koolauloko, Oahu. \$650. B 304, p 473. Dated Nov 20, 1908.  
Antonio Pires to J C Clancy, M; lots 1 to 9 (incl), blk 12A, and lot 16 blk 2, livestock, etc, Kapiolani Tract, Honolulu, Oahu. \$621. B 314, p 125. Dated Nov 20, 1908.  
Eric R J Gay by gdn to Eric R J Gay, A M; mtg E Dunbar on por kul 10806, Kukui lane, Honolulu, Oahu. \$1. B 314, p 123. Dated Oct 17, 1908.  
J M Dowsett to Eugene H Emerson, A M; mtg A G Holt and hsb on grs 3454 and 3573, Young St, Honolulu, Oahu. \$500. B 314, p 129. Dated Nov 20, 1908.  
May K Kibling and hsb (C A) to Wilson Feagler, D; lots 3 and 4, blk 18, Kaimuki Tract, Honolulu, Oahu. \$600. B 310, p 337. Dated Nov 20, 1908.  
A Lewis Jr and wf to George H Holt, D; int in lots 1 to 12 (incl), blk 13, Kapiolani Tract, Honolulu, Oahu. \$700. B 310, p 339. Dated Nov 7, 1908.  
First Bank of Hilo Ltd to Nuno Fernandez and wf, Rel; lot 56, gr 4223, Kaimuki Lots, Hilo, Hawaii; lot 2, blk 4, Riverside Park Lots, Hilo, Hawaii. \$1000. B 314, p 122. Dated Nov 17, 1908.  
South Kona Agretti Co Ltd to Supt Dept of Pub Instrcn, Territory of Hawaii, L; pe land, Kauhako, S Kona, Hawaii. 25 yrs at \$10 pd. B 313, p 141. Dated Mar 17, 1906.  
Kona Agretti Co Ltd to Supt of Pub Instrcn, Territory of Hawaii, L; 5 33-150a land, Kauhako, S Kona, Hawaii. 23 yrs, pd \$10. B 313, p 143. Dated Mar 17, 1906.  
Est of Bernice P Bishop by trs to Territory of Hawaii; in re change of lines in survey of ap 10, R P 7843, kul 7715, Kaupulehu, N Kona, Hawaii. B 304, p 474. Dated Oct 31, 1908.  
Sam B Kaauamo and wf to Clarence G White, D; int in por grs 220 and 121, Pauwela, etc, Hamakualoa, Maui. \$100. B 310, p 332. Dated July 14, 1908.

Recorded Nov 21, 1908.

German Sava & Loan Socy by atty et al to Kapiolani Est Ltd, Par Rel; lot D of R P 4493, ap 5 and rents, and income of same, Waikiki rd, Honolulu, Oahu. \$5000. B 314, p 132. Dated Nov 14, 1908.

Kapiolani Est Ltd to Lucella R Emmans, D; lot D, R P 4493, ap 5, Kapiolani ave, Honolulu, Oahu. \$5000. B 314, p 179. Dated Nov 12, 1908.

Alice M McChesney to Lucella R Emmans, B S; leasehold, bldgs, etc, Waikiki rd, Honolulu, Oahu. \$2000. B 304, p 475. Dated Nov 18, 1908.

O Nakashima to S Shimamoto, Rel; leasehold, bldgs, etc, Waiialua, Oahu. \$3000. B 312, p 7. Dated Nov 20, 1908.

Bessie Kalamakee et al by gdn to S Shimamoto, L; pe land, Waiialua, Oahu. 10 yrs at \$120 per y. B 313, p 146. Dated Feb 11, 1905.

S Shimamoto to O Nakashima, A L; pe land, Waiialua, Oahu. \$3000. B 313, p 147. Dated Nov 20, 1908.

Frederick C Miller to Notice, Notice; appren for Reg Title of por gr 3269, Pikoai st, Honolulu, Oahu. B 304, p 476. Dated Nov 20, 1908.

Frances K Dickey and hsb (C W) by atty to Edwin O Hall, Exchge D; lot 7, Kaimuki Tract, Honolulu, Oahu. \$1. B 311, p 181. Dated Nov 20, 1908.

Edwin O Hall and wf to Frances K Dickey, Exchge D; lot 6, Kaimuki Tract, Honolulu, Oahu. \$1. B 311, p 181. Dated Nov 20, 1908.

Edwin O Hall and wf to Mutl Bldg & Loan Socy of Hawaii, Ltd, M; lots 5 and 7, blk 28, bldgs, etc, Kaimuki Tract, Honolulu, Oahu. \$2600. B 312, p 7. Dated Nov 20, 1908.

Jennie R McLean and hsb (J L) to Mutl Bldg & Loan Socy of Hawaii Ltd, M; lots 6 and 7, gr 15, bldgs, etc, Nuanu valley lots, Honolulu, Oahu. \$1200. B 312, p 11. Dated Nov 21, 1908.

Hatada Matsuo et al to Ah Hip, C M; cane crops on 4 leaseholds, Kukuanu, etc, Hilo, Hawaii. \$782.64 and adv to \$238. B 312, p 1. Dated Oct 31, 1908.

Watanabi Saki to Ah Hip, C M; cane crops on 2 leaseholds, Pounahawai Home-lands, etc, Hilo, Hawaii. \$353 and adv \$247. B 312, p 3. Dated Oct 31, 1908.

Kogihara Kitaro to Ah Hip, C M; cane crops on lot 35 Kaimuki Home-lands; cane crops on 1-1-2a land, Pounahawai, Hilo, Hawaii. \$328.98. B 312, p 5. Dated Nov 10, 1908.

David K Kallimail and wf to John M Hering, D; int in R P 4693, lot 1B, Pauao, Hilo, Hawaii. \$300. B 311, p 176. Dated Nov 19, 1908.

J W H I Kihe and wf to Jos S Ferry, D; 2-3 int in 433-100a land, Keopu, N Kona, Hawaii. \$100. B 311, p 177. Dated Nov 19, 1908.

H Yanagitsubo et al to H Hackfeld & Co Ltd, C M; bldgs and fixtures on leasehold, Richardson st, Hilo, Hawaii. \$1784.92. B 314, p 130. Dated Nov 19, 1908.

Recorded November 23, 1908.  
Metropolis Trust & Sava Bank to Rosina Lambert, Rel; lot 5, gr 3390, bldgs, rents, etc, near Pensacola St, Honolulu, Oahu. \$519. B 314, p 134. Dated May 20, 1908.

Schuman Carriage Co Ltd to Hugh McCormiston, D; lots 1, 2, 5 and 7, blk 16, Kaimuki Tract, Honolulu, Oahu. \$692.50. B 310, p 341. Dated Nov 16, 1908.

Ernest Wilhelm and wf to Stephen Gumpfer, D; 1-2 of R P (gr) 3, King St, Honolulu, Oahu. \$1000. B 310, p 342. Dated Nov 17, 1908.

Frederick E Steere to H B Giffard, D; lot 14, blk 3, College Hills Tract, Honolulu, Oahu. \$1. B 310, p 344. Dated Nov 23, 1908.

H B Giffard to Charlotte D I Steere, D; lot 14, blk 3, College Hills Tract, Honolulu, Oahu. \$1. B 310, p 345. Dated Nov 23, 1908.

Clifford B Wood and wf to Arthur B Ingalls, D; lots 1, 2 and 3, blk 34, Kaimuki Tract, Honolulu, Oahu. \$1. B 310, p 346. Dated Nov 16, 1908.

Arthur B Ingalls and wf to Bank of Hawaii Ltd, M; lots 1, 2 and 3, blk 34, Kaimuki Tract, Honolulu, Oahu; lots 3, 4 and 6, blk 64, Waiiala Tract, Honolulu, Oahu. \$1200. B 314, p 126. Dated Nov 21, 1908.

K J Iwakani (k) to Takie Okumura (k), D; lots 37 and 38, Fernandez St, Honolulu, Oahu. \$1. B 310, p 347. Dated Nov 21, 1908.

Alfred Rocha to Likiao Akui (w), L; int in R P 289, kul 2496, Kaneohe, Koolauloko, Oahu. 10 yrs at \$20 per yr. B 313, p 148. Dated Nov 21, 1908.

R C A Peterson, tr, by mtgee to William R Castle, tr, Fore Adft; por R P 6715, kul 591, Tantalus Heights, Honolulu, Oahu. B 314, p 141. Dated Nov 20, 1908.

Tong Chang Wai (widow) to Tong Ting, B S; 1-15 int in Sing Chang & Co, Honolulu, Oahu. \$5. etc. B 304, p 477. Dated Aug 21, 1908.

Elizabeth W Werner et al to C Akeoni, L; pe land and bldgs. 15 yrs at \$100 per yr. B 313, p 150. Dated Nov 13, 1908.

Mutl Bldg & Loan Socy of Hawaii Ltd to Joao Reizentes, Rel; lots 3 and 4, blk 5, Kapiolani Tract, Honolulu, Oahu. \$600. B 314, p 143. Dated Nov 21, 1908.

Alice Metcalf (widow) to Jennie R McLean, D; lots 6 and 7, gr 15, Nuanu Valley Lots, Honolulu, Oahu. \$1. B 310, p 350. Dated Nov 21, 1908.

Thomas A Kiakona and wf to Mutl Bldg & Loan Socy of Hawaii Ltd, M; lot 1, blk 28, bldgs, etc, Kaimuki Tract, Honolulu, Oahu. \$900. B 314, p 144. Dated Nov 21, 1908.

Lois C Nallum and hsb to Hilo Sugar Co, M; 1-2 int in por R P (gr) 902, Wainaku, Hilo, Hawaii. \$150. B 314, p 135. Dated Oct 30, 1908.

Recorded, November 23, 1908.  
J B Castle to E E Conant, A M; mte T K B Amala on 2-20 int in R P 6857, ap 9, bldgs, eisterns, crops, etc, Honolulu, S Kona, Hawaii. \$1. B 314, p 140. Dated Nov 23, 1908.

Kaola (w) to Chang Tong, D; int in ap 2, R P 6055, kul 3677, Kawela, Molokai. \$50. B 310, p 349. Dated Sept 20, 1908.

Recorded November 24, 1908.  
Oahu College by trs to Mid-Pacific Institute, D; lot 10, blk 19, College Hills Tract, Honolulu, Oahu. \$1000. B 310, p 351. Dated Nov 19, 1908.

Solomon Kani and wf and by tr to Henry Silva et al, Corctn D; int in por kula 5240 and 3664, Molihili, Honolulu, Oahu. \$1. B 310, p 354. Dated Nov 17, 1908.

Mutl Bldg & Loan Socy of Hawaii Ltd to Nettie P Fisher, Rel; lot 5, blk 8, College Hills Tract, Honolulu, Oahu. \$3000. B 312, p 17. Dated Nov 23, 1908.



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and DR. A. ROSSING.

## WAIKIKI FORTIFICATIONS AND LEILEHUA CAVALRY POST

Military plans are moving rapidly.

More land than is at present available at Waikiki is needed by the force of engineers at present camped there. Accordingly United States Attorney Breckons has made arrangements with the owners of certain pieces of land near the beach to give possession to the military authorities without waiting the process of condemnation.

The properties to be taken possession of are the Seeley I. Shaw property adjoining the McCandless home, and the Bank of Hawaii and the Dreier places right on the beach. These pieces of property adjoin that already occupied by the engineers. It is probable that possession will be given within a week or ten days.

In the other direction plans are progressing. Investigation is now being made as to the exact spot where the cavalry post at Leilehua is to be placed.

A large part of the government land there is under leases, which will expire in 1912. It is not desired to condemn the leaseholds, so the expectation is now to so arrange the post and its buildings that the buildings that are necessary to be built now can be erected on land not under lease and arrange them so that when all the land is freed from lease the necessary enlargement can be made according to original plans.

An Army Board will be convened here during January to decide on the arrangement and location of buildings, and meanwhile all data in regard to the matter is being tabulated.

It seems probably from information at hand that the location of the army cavalry post, as finally determined on, will be not far from the old Dowsett ranch house on the old trail which leaves the Waiialua road to the pass over the Waianae mountains to the village of Waiianae.

## AN IMPORTANT RULING COMES FROM WASHINGTON

A ruling from the Comptroller of the Treasury of the very highest interest to this Territory was received yesterday by Acting Governor Mott-Smith. It is of especial interest and importance in view of the effort which is to be made to extend the scope of the Board of Health's work in the matter of leprosy to more extensive treatment and effort to find a cure.

Congress appropriates \$50,000 a year for the investigation and treatment of leprosy in Hawaii. For a few years at least it is not thought that all of this will be absolutely needed at the leprosy investigating station at Kalawao, though it could all be spent there. Indeed it is believed that a part of it could be advantageously expended in treatment and investigation elsewhere. But there has been a question whether it could be spent anywhere else than in the settlement on Molokai.

A ruling of the Comptroller of the Treasury on this point was asked some

time ago, and was received yesterday. The Comptroller holds that it may be spent anywhere in the Territory but only for the purpose for which it is appropriated, the treatment and investigation of leprosy.

It is now probable, therefore, that a working arrangement will be reached between the Board of Health and Dr. Brinkerhoff by which certain investigations and certain kinds of treatment will be carried on at the Kalihi Receiving Station.

The Federal appropriation is only for medicines and treatment. None of it can be spent for a hospital. The Board of Health has the hospital in the Receiving Station, so that it can supply that part of the appliance.

In this way it is hoped to be able to give special treatment to more patients than ever before and to give greater breadth and scope to the treatment and to greatly extend the possibility of investigation and experiment.

1908.  
Nettie P Fisher and hsb (J H) to Peter C Jones Ltd, D; lot 5, blk 8, College Hills Tract, Honolulu, Oahu. \$1500. B 310, p 356. Dated Nov 23, 1908.

J F Hamburg, tr, to George Rodiek, Rel; lots 6 and 7, R P 7642, of Coney Est Tract, Nuanu Rd, Honolulu, Oahu. \$2500. B 312, p 24. Dated Oct 26, 1908.

C Bolte to Jacob L Coerper, D; int in contract dated Oct 17, 1905; int in tr D in lib 242, fol 478, Hawaii. \$1, etc. B 310, p 359. Dated Nov 23, 1908.